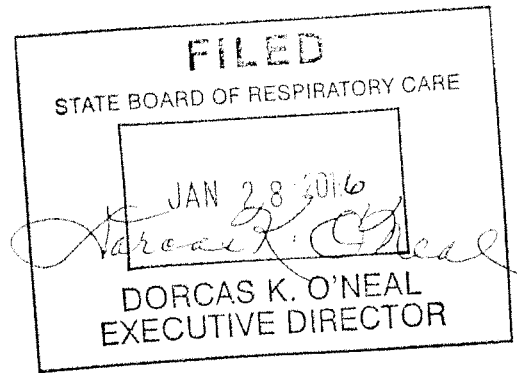


JOHN J. HOFFMAN
ACTING ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102
Attorney for the Board of Respiratory Care



By: Virginia Class-Matthews
Deputy Attorney General
Telephone (973) 648-3696

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF RESPIRATORY CARE

IN THE MATTER OF THE SUSPENSION	:	
OR REVOCATION OF THE LICENSE OF	:	
	:	
KAREN L. MALTA, R.T.	:	
LICENSE NO. 43ZA00243800	:	Administrative Action
	:	
TO PRACTICE RESPIRATORY CARE	:	
IN THE STATE OF NEW JERSEY	:	PROVISIONAL ORDER
	:	DENYING REINSTATEMENT
	:	

This matter was opened to the New Jersey State Board of Respiratory Care upon receipt of the application of Karen Malta, R.T. (hereinafter "Respondent") for the reinstatement of her license to practice respiratory care, which the Board has reviewed and on which the following preliminary findings of fact and conclusions of law are made;

FINDINGS OF FACT

1. Respondent Karen L. Malta was licensed as a respiratory therapist during the period of April 1, 1992 to March 31, 2006.

2. On or about May 20, 2008 the Board received information that Hunterdon Developmental Center had unlicensed respiratory therapists working at this facility. (Exhibit A)

3. On May 28, 2015 the Board received Respondent's application for Reinstatement of New Jersey License or certification. (Exhibit B)

4. Upon investigation the Board determined that the individual allegedly practicing respiratory therapy without a license was Respondent. On June 3, 2015 the Board issued a Cease and Desist letter to Respondent. (Exhibit C). On June 18, 2015 the Board requested that Respondent appear for an investigative inquiry on July 7, 2015.

5. On August 4, 2015 Respondent appeared before the Board for an investigative inquiry. Respondent admitted that she worked at Hunterdon Developmental Center from January 14, 2015 to May 16, 2015 without a license. Respondent admitted that she was previously licensed as a respiratory therapist, however her license expired in 2006. She admitted that she knew that she required a license to practice respiratory care in New Jersey but stated that "she got caught up in everything and didn't realize just how important it is". (Exhibit D). Respondent testified that she had obtained a licensing

packet from the Board some time in November 2014, and "started working on it".

CONCLUSION OF LAW

1. The above findings of fact provide grounds for the provisional denial of reinstatement of Respondent's license to practice respiratory care in New Jersey pursuant to N.J.S.A. 45:1-21 (b)(e) and (h).

2. The above findings of fact provide grounds for the denial of reinstatement of Respondent's license to practice respiratory care in New Jersey pursuant to N.J.S.A. 45:1-21(a) in that Respondent unlawfully engaged in the practice of respiratory care without a license from January 14, 2015 to May 16, 2015. The Board concludes therefore that Respondent's license shall not be reinstated at this time.

ACCORDINGLY, IT IS on this 26th DAY OF Jan., 2015

ORDERED THAT:

1. Respondent's application of reinstatement of her license to practice respiratory care in the State of New Jersey be and hereby is preliminarily denied.

2. No re-application for reinstatement of Respondent's license to practice respiratory care in the State of New Jersey will be entertained sooner than one year from the finalization of this Order.

3. Upon re-application, Respondent shall demonstrate that she has successfully completed all the requirements for reinstatement including testing, continuing education and satisfactory of penalty.

4. A civil penalty in the amount of one thousand dollars (\$1,000.00) is provisionally imposed upon Respondent for violation of N.J.S.A. 45:1-21(b) (e) and (h). Payment shall be made by certified check, money order, wire transfer or credit card payable to "State of New Jersey", delivered or mailed to Dorcas K. O'Neal, Executive Director, State Board of Respiratory Care, 124 Halsey Street, Newark, New Jersey 07101. Payment shall be made contemporaneous with the entry of this Consent Order.

5. The within Order shall be subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless Respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a. Submitting a written request for modification or dismissal to Dorcas O'Neal, Executive Director, State Board of Respiratory Care, 124 Halsey Street, Sixth Floor, P.O. Box 45031 Newark, New Jersey 07101.

b. Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.

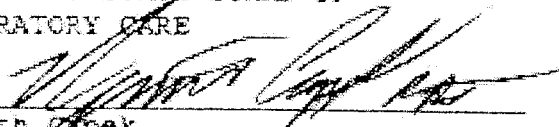
c. Submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefore.

6. Any submissions will be reviewed by the Board, and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through the submission by Respondent during the thirty-day period, or if the Board is not persuaded that the submitted material merit further consideration, a Final Order will be entered.

7. In the event that Respondent's submissions establish a need for further proceedings, Respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein shall serve as notice of the factual and legal allegations in such proceedings. Furthermore, in the event a hearing is held and/or upon further review of the record, the Board shall not be limited to the findings, conclusions contained herein.

NEW JERSEY STATE BOARD OF
RESPIRATORY CARE

By: _____


Kenneth Cipek
Board President